



LAWS OF ALASKA

2018

Source

CSHB 260(FIN) am

Chapter No.

AN ACT

Relating to possession of certain licenses, tags, and permits issued by the Department of Fish and Game; and providing for an effective date.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

THE ACT FOLLOWS ON PAGE 1

AN ACT

1 Relating to possession of certain licenses, tags, and permits issued by the Department of Fish
2 and Game; and providing for an effective date.

3 _____
4 * **Section 1.** AS 16.05.330(a) is amended to read:

5 (a) Except as otherwise permitted in this chapter, without having the
6 appropriate license, [OR] tag, or permit in actual possession, a person may not
7 engage in

8 (1) sport fishing, including the taking of razor clams;

9 (2) hunting or [,] trapping [, OR FUR DEALING];

10 (3) the farming of fish, fur, or game;

11 (4) taxidermy or fur dealing; or

12 (5) control of nuisance wild birds and nuisance wild small mammals
13 for compensation.

14 * **Sec. 2.** AS 16.05.330 is amended by adding new subsections to read:

1 (f) A person charged with violating (a)(1) or (2) of this section for failure to
2 have a license in actual possession may not be convicted if the person provides, not
3 later than 30 days after the issuance of the citation, evidence satisfactory to the
4 arresting or citing agency of a license previously issued to the person that was valid at
5 the time of the offense.

6 (g) A license in actual possession may be in paper or electronic form.

7 (h) A peace officer presented with an electronic device under (g) of this
8 section is immune from any liability resulting from damage to the device, except that a
9 peace officer may be liable for civil damages that are the result of the peace officer's
10 intentional misconduct.

11 * **Sec. 3.** AS 16.05.430(a) is amended to read:

12 (a) Except as provided in **AS 16.05.330(f), 16.05.407(b)** [AS 16.05.407(b)]
13 and (d), 16.05.408(b), and 16.05.420(b), a person who violates AS 16.05.330 -
14 16.05.420 or a regulation adopted under AS 16.05.330 - 16.05.420 is guilty of a
15 misdemeanor and upon conviction is punishable by a fine of not more than \$1,000, or
16 by imprisonment for not more than six months, or by both.

17 * **Sec. 4.** This Act takes effect July 1, 2018.